HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No.19371 OF 2007

DATE: 01.10.2007

Between:
Madhuri Suresh

..... PETITIONER

AND

The Inspector of Police, Ibrahimpatnam,
Cyberabad & another.

.....RESPONDENTS

HON'BLE SRI JUSTICE A. GOPAL REDDY
AND
HON'BLE SRI JUSTICE P. SWAROOP REDDY

WRIT PETITION No.19371 OF 2007

ORDER: (Per Hon'ble Sri Justice A. Gopal Reddy)

Telegram sent by Smt. Madhuri Suresh, wife of alleged detenu Mr.S.Suresh, alleging that her husband was whisked away by Andhra Pradesh Police with the help of police, C-2 elephant Gate Police Station, Chennai at 10.00 a.m. on 08.09.20078 on the ground that he

had received stolen property and since then, his whereabouts are not known, was taken up as a writ petition.

Pursuant to the notice, Inspector of Police, Ibrahimpatnam Circle, Cyberabad, first respondent herein, filed counter affidavit stating that the alleged detenu is accused No.39 in connection with Crime No.105 of 2007 for the offence under Section 411 IPC of Ibrahimpatnam Police Station, which was initially registered under Section 395 IPC. In connection with the said crime, he was arrested 08.09.2007 basing upon confessional statement of accused No.18 and after following due procedure, he was produced before the IV Metropolitan Magistrate, Cyberabad, at Ibrahimpatnam at his residence on 9.9.2007 at about 11.00 p.m. and on directions of learned Magistrate, he was produced before the Court on 10.9.2007 and the learned Magistrate was pleased to remand him to judicial custody. Now he is lodged in Central Prison, Cherlapally.

In view of the circumstances explained in the counter affidavit that the alleged detenu was duly arrested in connection with Crime No.105 of 2007 and was lodged in Central Prison, Cherlapally pursuant to the order passed by the Magistrate, the allegation made in the telegram that the police illegally detained the alleged detenu cannot be accepted.

Accordingly, the Writ Petition is dismissed. No costs.

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A. GOPAL REDDY, J.

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01st OCTOBER, 2007 P. SWAROOP REDDY, J.

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